

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, January 22, 2013

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Larry Balow, David Duax, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, Mark Olson, Jackie Pavelski, Bob Von Haden, and Thomas Vue. Absent: Council Member Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, January 22, 2013. Council President Kincaid said there was a request by the applicant to remove Item No. 6 from the agenda (Temporary Class B Fermented Malt Beverage license to Sacred Heart of Jesus - St. Patrick Parish, Parochial Administrator: Rev. George Thayilkuzhithottu, MSFS, on March 17, 2013, at 322 Fulton St., for St. Patrick's Day Celebration). Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Vue "to adopt the consent resolution, approving Items 1-5 and 7-13". Said motion passed by unanimous vote.

SPECIAL EVENT – POLAR PLUNGE

The Council considered a resolution authorizing the Special Olympics Wisconsin to conduct the Polar Plunge on Saturday and Sunday, February 23-24, 2013 at Half Moon Lake. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Klinkhammer "to adopt said resolution". Said motion passed by unanimous vote.

LIQUOR LICENSES

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license to Special Olympics Wisconsin Indianhead Region, Dennis Alldridge, president, on February 23, 2013, for Polar Plunge Toss Your Boss for Special Olympics WI, at Half Moon Beach. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by the following vote: Aye: Council Members Balow, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Olson, Pavelski, Von Haden and Vue. Nay: Council Member Duax.

The Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to Chippewa Valley Family Entertainment, Inc., d/b/a Wagner's Lanes, 2159 Brackett Ave., David Burg, agent. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Pavelski "to adopt said resolution". Said motion passed by unanimous vote.

Council Member Mitchell left the Council Chamber.

SALE OF CITY PROPERTY

The City Council considered a resolution authorizing the terms and conditions of the sale of the former Parks & Recreation Building at 1300 First Avenue and adjacent parking lot at 1428 Oxford Avenue. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Vue “to adopt said resolution”. Said motion passed by unanimous vote.

Council Member Mitchell returned to the Council Chamber.

Council Member Olson left the Council Chamber.

LABOR AGREEMENT

The City Council considered a resolution authorizing the City Manager to execute a collective bargaining agreement between the City of Eau Claire and Firefighters Local 487. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

Council Member Olson returned to the Council Chamber.

PROPERTY TAX ASSESSMENT

The Council considered a resolution approving the settlement of claimed excessive property tax assessments for Sand Capital XIV, LLC for multiple addresses on Pinnacle way (Waterford Condominiums). Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Mitchell “to adopt said resolution”. Said motion passed by unanimous vote.

ZONING

The City Council considered an ordinance rezoning 1717 Keith Street and 2010 Brackett Avenue from C-1P to R-1, as shown on Planning File #Z-1519-13. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Olson “to postpone consideration said ordinance until such time as a recommendation comes forward from the Plan Commission”. Said motion to postpone passed by unanimous voice vote.

FIRE PERFORMERS

The Council considered an ordinance amending Chapter 16.32 of the City Code of Ordinances entitled, “Fire Prevention Code” by creating s. 16.32.017 entitled, “Fire Performances.”

Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Vue “to adopt said ordinance”. Said motion passed by following vote: Aye: Council Members Balow, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Olson, Von Haden, and Vue. Nay: Council Members Duax and Pavelski.

PARK ACTIVITIES

The Council considered an ordinance amending Section 9.76.110 of the Code of Ordinances of the City of Eau Claire entitled "Parks-Hazardous activities prohibited". Thereupon a motion was offered by Council Member Balow and seconded by Council Member Klinkhammer "to adopt said ordinance". Said motion passed by unanimous vote.

RATES AND BILLING - WATERWORKS

The City Council considered an ordinance amending Chapter 14.20 of the City Code of Ordinances entitled, (Waterworks) "Rates and Billing" for implementation of a rate increase approved by PSC. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Von Haden "to adopt said ordinance". Said motion passed by unanimous vote.

ANNEXATION

The Council had first reading on an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 15th Assessment Ward, 2rd Aldermanic District, that part of Lot 8 of Alf's First Addition to the Town of Washington, except the Southerly 132 feet of said Lot 8, all located in the SE¹/₄ -NE ¹/₄ of Section 34-27-9, Town of Washington, Eau Claire County, as shown on Planning Drawing No. 13-1A (Hayden petition, 3651 Cypress Street).

PAY PLAN

The City Council had first reading on an ordinance amending the City Play Plan, specifically those parts thereof pertaining to Fire Fighters Local 487, CTSEA Bargaining Unit (Fire Command only), Division Heads (Deputy Chief only) and Managerial (Fire Chief only) employees. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Von Haden "to suspend the rules which interfere with the immediate consideration of said ordinance". Said motion passed by unanimous voice vote. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Mitchell "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Balow, Duax, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Pavelski, Von Haden and Vue. Nay: None. Abstain: Council Member Olson.

ADJOURNMENT

A motion was offered by Council Member Pavelski and seconded by Council Member Mitchell "that this meeting does now adjourn." Said motion passed by unanimous voice vote.

Adjournment: November 27, 2012

Time: 5:32 p. m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk